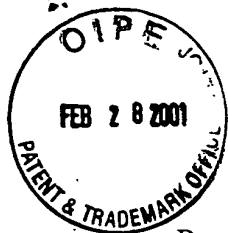


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MAY 31 2001  
TECH CENTER 1600/2900  
#4  
DB.  
6201



UNITED STATES PATENT & TRADEMARK OFFICE

Re: Application of: Wolfgang FLEISHER and Karen REIMER

Serial No.: 09/701,450

Art Unit: 1614

Filed: May 27, 1999

For: **PREPARATIONS FOR THE APPLICATION OF  
ANTI-INFLAMMATORY, ESPECIALLY  
ANTISEPTIC AGENTS AND/OR AGENTS  
PROMOTING THE HEALING OF WOUNDS, TO  
THE LOWER RESPIRATORY TRACT**

PETITION TO CORRECT FILING RECEIPT

Assistant Commissioner for Patents  
Washington, DC 20231

February 26, 2001

Sir:

Enclosed is a copy of a filing receipt dated December 22, 2000 that was received from the United States Patent and Trademark Office with regard to the above-identified patent application. The filing receipt indicates that the title of the invention is "PREPARATIONS FOR THE APPLICATION OF ANTI-INFLAMMATORY, ESPECIALLY ANTISEPTIC AGENTS AND/OR AGENTS PROMOTING THE HEALING OF WOUNDS, TO THE LOWER RESPIRATORY TRACT."

Enclosed also are copies of the first page of the new application transmittal form, the first page of the specification and the Declaration/Power of Attorney. Each of these documents indicate that the title of the invention is "PREPARATIONS FOR THE APPLICATION OF ANTI-INFLAMMATORY, ESPECIALLY ANTISEPTIC AGENTS AND/OR AGENTS PROMOTING THE HEALING OF WOUNDS, TO THE LOWER RESPIRATORY TRACT."

A comparison of the title of the invention listed on the filing receipt and the title of the invention listed on the applicant's filing documents shows that the title on the filing receipt has been misspelled in the following way: on the second line, after "promoting the," the word "heatling"

be spelled "heating."



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MAY 31 2001

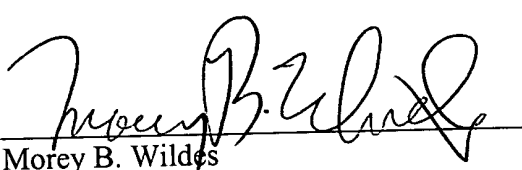
228.1007  
TECH CENTER 1600/2900

Applicants request a corrected filing receipt from the USPTO reflecting the corrected title as indicated above. Applicants believe this error arose through no fault of the Applicants. Accordingly, no fee is due for issuance of a corrected filing receipt.

Respectfully submitted,

DAVIDSON, DAVIDSON & KAPPEL, LLC

By:

  
Morey B. Wildes  
Reg. No. 36,968

Davidson, Davidson & Kappel, LLC  
485 Seventh Avenue - 14<sup>th</sup> Floor  
New York, NY 10018  
(212) 736-1940



## UNITED STATES PATENT AND TRADEMARK OFFICE

FILE COPY



Bib Data Sheet

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

CONFIRMATION NO. 9935

SERIAL NUMBER 09/701,450	FILING DATE 11/27/2000 RULE	CLASS 514	GROUP ART UNIT 1614	ATTORNEY DOCKET NO. 228.1007
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## APPLICANTS

Wolfgang Fleischer, Ingelheim, GERMANY;  
Karen Reimer, Hambach, GERMANY;

## \*\* CONTINUING DATA \*\*\*\*\*

THIS APPLICATION IS A 371 OF PCT/EP99/03681 05/27/1999  
WHICH CLAIMS BENEFIT OF 60/086,895 05/27/1998

## \*\* FOREIGN APPLICATIONS \*\*\*\*\*

IF REQUIRED, FOREIGN FILING LICENSE  
GRANTED \*\* 12/22/2000

Foreign Priority claimed

☐ yes ☐ no

35 USC 119 (a-d) conditions met

☐ yes ☐ no ☐ Met after Allowance

Verified and Acknowledged

Examiner's Signature \_\_\_\_\_ Initials \_\_\_\_\_

STATE OR COUNTRY  
GERMANYSHEETS  
DRAWINGTOTAL  
CLAIMS  
43INDEPENDENT  
CLAIMS  
3

## ADDRESS

Davidson Davidson & Kappel  
15th Floor - 485 Seventh Ave  
1140 Avenue of the Americas 14th Floor  
New York, NY 10038 10018

## TITLE

Preparations for the application of anti-inflammatory, especially antiseptic agents and/or agents promoting the healing of wounds, to the lower respiratory tract

FILING FEE  
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2120

FEES: Authority has been given in Paper  
No. \_\_\_\_\_ to charge/credit DEPOSIT ACCOUNT  
No. \_\_\_\_\_ for following:

☐ All Fees

☐ 1.16 Fees ( Filing )

☐ 1.17 Fees ( Processing Ext. of time )

☐ 1.18 Fees ( Issue )

☐ Other \_\_\_\_\_

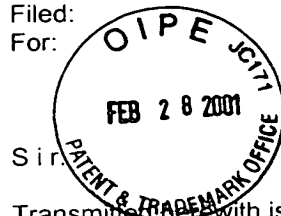
☐ Credit

ASSISTANT COMMISSIONER FOR PATENTS  
Washington, DC 20231

JUN 05 2001

TECH CENTER 1600/2900

In re application of: Wolfgang FLEISHER and Karen REIMER  
Serial No.: 09/701,450  
Filed: May 27, 1999  
For: PREPARATIONS FOR THE APPLICATION OF ANTI-INFLAMMATORY, ESPECIALLY  
ANTISEPTIC AGENTS AND/OR AGENTS PROMOTING THE HEALING OF WOUNDS, TO  
THE LOWER RESPIRATORY TRACT



Sir,

Transmitted herewith is a Petition to Correct Filing Receipt in the above-identified application.

- ☐ Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a verified statement previously submitted.
- ☐ A verified statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.
- ☒ No fee for additional claims is required.
- ☐ A filing fee for additional claims calculated as shown below, is required:

	(Col. 1)	(Col. 2)	
FOR:	REMAINING	HIGHEST	
	AFTER	PREVIOUSLY	PRESENT
	AMENDMENT	PAID FOR	EXTRA
TOTAL CLAIMS	* Minus**	=	0
INDEP. CLAIMS	* Minus***	=	0

☐ FIRST PRESENTATION OF MULTIPLE DEP. CLAIM

SMALL ENTITY		OR	LARGE ENTITY	
RATE	FEE		RATE	FEE
x \$ 9	\$		x \$ 18	\$
x \$ 40	\$		x \$ 80	\$
+ \$135	\$		+ \$270	\$

TOTAL: \$ OR TOTAL: \$

- \* If the entry in Co. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- \*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
- \*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

☒ Also transmitted herewith are:

- ☐ Petition for extension under 37 C.F.R. 1.136 (in duplicate)
- ☒ Other: Information Disclosure Statement, Form PTO 1449, International Search Report, and copies of references cited

- ☐ Check(s) in the amount of \$.00 is/are attached to cover:
- ☐ Filing fee for additional claims under 37 C.F.R. 1.16
- ☐ Petition fee for extension under 37 C.F.R. 1.136
- ☐ Other:

☒ The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.

- ☐ Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.
- ☒ Any patent application processing fees under 37 C.F.R. 1.17.
- ☐ Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.

Morey B. Wildes, Reg. No. 36,968  
DAVIDSON, DAVIDSON & KAPPEL, LLC  
485 Seventh Avenue, 14<sup>th</sup> Floor  
New York, New York 10018  
Tel: (212) 736-1940  
Fax: (212) 736-2427

I hereby certify that this correspondence and/or documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "first class mail" in an envelope addressed to "Assistant Commissioner for Patents, Washington, D.C. 20231" on February 26, 2001.

DAVIDSON, DAVIDSON & KAPPEL, LLC

BY